



In the United States Patent and Trademark Office

November 30, 2009

Attn: Office Of Petitions  
Applicant: Clare L. Hoke Jr.  
Application # 10/713,282  
Continuation In Part of Serial No.: 09/610,024  
For: INTELLECTUAL PROPERTY ARCHIVE  
Examiner: Murdorgh, Joshua A.  
Art Unit: 3621

I hereby certify that this paper or fee is being deposited with the United States Postal Service using "Express Mail Post Office to Addressee Service under 37 CFR 1.10 on the date indicated above in an envelope addressed to: **"Mail Stop Petition,** Commissioner for Patents P.O. Box 1450 Alexandria, VA, 22313-1450" Express Mail # EH 820448982 US

Clare L. Hoke Jr.

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

The applicant respectfully requests and petitions withdraw withholding of abandonment of the present application, citing the following evidence:

The applicant receives correspondence from the USPTO at his place of business, a sole proprietorship, and for the last four years the applicant is the only one with a key to the mail kiosk in the industrial park located at 1318 N. Monte Vista Ave, Suite 11 Upland, CA 91786 where all correspondence from the United States Patent and Trademark Office is directed.

The applicant personally removes all mail from the locked mail Kiosk and separates any correspondence with the USPTO to be taken home. At the home desk any correspondence from the USPTO is placed vertically, front center, separate from all other mailings and remains until the applicant finds time to read, try to figure out what the Examiner is really after, and then the correspondence is further held separate until the applicant can block time to determine what response is appropriate. Only after fully responding to correspondence from the USPTO is such material properly filed in a safe place.

It was advised in a phone conversation with April Wise at the Office of Petitions that the applicant present this information in handling correspondence with the USPTO as well as Docket information specific to the application. Docket information follows on page 2 of this petition. Remarks begin on page 7 of this petition, and further evidence is attached.

Docket Information for application # 09/610024 and CIP Application # 10/713,282

6/30/2000

Patent mailed

9 pages specification claims and abstract

1 drawing, small entity declaration, and check #3215 for \$477

Return receipt postcard stamped July 5, 2000 stamped application # 09/610024

5/17/2002

USPTO mails Notice of Termination of Proceedings under CFR 1.53(e)

The applicant makes verbal phone inquiries to the USPTO. It is determined that the USPTO lost the Claims filed on 6/30/2000

Applicant contacts Patent Attorney Bionard Brown, who recommends the applicant re-file the application.

5/28/02

USPTO mails a refund check to the applicant for \$293.00 for application # 09/610024

6/6/2002

Applicant receives filing date of 6/6/2002 for application 10/162783; filing based on application # 09/610024

6/12/2002

Applicant files Petition requesting withdrawal of the notice of Incomplete Nonprovisional Application.

8/29/2002

Office of Petitions mails Decision Granting Petition based on applicants return receipt postcard stamped July 5, 2000 stamped application # 09/610024, 9 pages specification claims and abstract, as *prima facie* evidence. Further, upon the Office of Petitions reviewing of the original application file it is determined that numerous claims were presented in the original filing on pages 6-8.

9/5/2002

Applicant mails

Cover Letter addressed to E. Shirene Wills a the Office of Petitions

Copy of paper Decision Granting Petition

Check # 3724 for \$293

10/19/2002

USPTO mails Conformation No. 4289 Filing Receipt for application # 09/610024 giving it the application a filing date of 8/29/2002

However in the Decision Granting Petition E. Shirene Willis states that the applicant is entitled to a filing date of **July 5, 2000**

1/23/03

Examiner mails Office Action including copies of cited prior art References.

3/5/2003:

Response to Office Action dated 1/23/03: nr. of sheets 19

Return Receipt postcard Addressed to applicant: 1

Transmittal letter: 1

Marked Up replacement of Specification pursuant to 37 CFR 1.21(b)(1)(iii): 1

Clean version of replacement Specification pursuant to 37 CFR 1.121 (b)(1)(ii): 1

Received 3/11/2003 at the USPTO

3/31/2003

USPTO mails notice of non- compliant Amendment

4/7/03

Reply to notice of non- compliant Amendment 9 sheets

Return receipt postcard 1

Received 4/10/2003

05/19/2003

USPTO mails Office Action

8/19/03

Response to 05/19/2003 Office Action

Amendment Under Rule 116 dated 8/19/03: nr. of sheets 7

Return Receipt postcard Addressed to applicant: 1

addressed to

“Box AF, Commissioner of Patents P.O. Box 1450

Alexandria, VA 22313-1450”

Mailed Post office to addressee

Mailed 9/16/03:

Information Disclosure Statement PTO/SB/08a 1

Return Receipt Postcard Addressed to Applicant 1

deposited with the United States Postal Service using

with first class postage on 9/16/03 and addressed to

“Box AF, Commissioner of Patents P.O. Box 1450

Alexandria, VA 22313-1450”

Received 9/22/2003

10/22/2003

Examiner Mails Office Letter suggesting applicant file CIP

11/14/2003 mailed:

PRELIMINARY AMENDMENT

Continuation In Part of:

Serial No.: 09/610,024

Transmittal letter

Preliminary Amendment, CIP application Nr. of sheets: 22

Declaration: Signed: November 14, 2003

Drawings: Nr. of Sheets Enc: Formal: 1

Marked up replacement of Specification pursuant to 37 CFR 1.21(b)(1)(iii)

Clean version of replacement Specification pursuant to 37 CFR 1.125

Small Entity Declaration of Inventor

Return Receipt Postcard Addressed to Applicant

Check for \$ 385 (code 2001) for Utility filing fee not more than three independent claims and twenty claims are presented

\$ 475 (code 2253) for Extension for reply within third month

Total \$860

1/23/2004

Examiner Sends Notice of Abandonment

1/30/04

Applicant faxes photocopy of return receipt post card mailed with CIP application for application # 09/610024, evidencing Express mail Post Office to Addressee Service, mailed 11/14/03. Applicant also faxes photocopy of Express Mail receipt mailed back to the applicant. Both photocopies and cover letter being faxed to 703-305-7687.

3/15/2004

USPTO mails filing receipt conformation no. 1123 for CIP of 09/610,024, Application # 10/713,282

6/24/2004

USPTO sends Notice of Publication of Application / conformation no. 1123

12/13/2007

USPTO mails Office Action

The Examiner places Claims 32-45 as pending in the present application.

3/10/2008

Response to the Office Action of December 13<sup>th</sup> 2007

Transmittal letter 1

Response to Office Action of December 13 2007 No. pgs: 25

Return Receipt Postcard Addressed to Applicant 1

Mailed Post Office to Addressee.

12/9/2008

Examiner mails Office Action, requesting a complete listing of all claims, including the text of all pending claims.

1/2/2009

Response to the Office Action of December 9<sup>th</sup> 2008:

Transmittal letter 1

Response to Office Action of December 9<sup>th</sup> 2008 No. pgs: 18

Return Receipt Postcard Addressed to Applicant 1

Received 1/5/2009

7/6/2009

Examiner mails Notice of Abandonment for the applicant failing to timely file a proper reply to the Office letter mailed 12/9/2009

The applicant calls the Examiner shortly after receiving Notice of Abandonment and states that if an Office Action was not responded to, then the Office Action was not received by the applicant. The applicant has moved, and all the applicant's files are inaccessibly placed in the back of a storage locker. The applicant does not check the date of the Office Action that the applicant was said to be non responsive to.

In a verbal conversation with the Examiner it is suggested the applicant requests withdraw withholding of abandonment of the present application as it was unavoidably abandoned when the US Postal Service failed to deliver the Office Action of 12/09/2008

7/27/2009

Petition to revive unavoidably abandoned application mailed.

Transmittal letter 1

Response to Office Action of 12/09/2008 No. pgs: 18

Petition to Revive Unavoidably Abandoned Application 1

Check for \$270           1  
Return Receipt Postcard Addressed to Applicant    1

9/30/2009

The Office of Petitions mails a Decision to Dismiss the Petition. The applicant has failed to properly sign the Petition. Further the burden of proof that the delay was unavoidable was not met in the Petition.

The applicant calls the USPTO several times for further advice. After many attempts of the applicant calling April Wise at the Office of Petitions, for further questions, (and vice versa) the applicant is contacted by April Wise via phone the week of Thanksgiving, November 2009. The applicant still believes that he has not received an Office Action because of a mail delivery mishap. Ms Wise informs the applicant that there is no form for such a mishap, and suggests that the applicant delineate mail handling procedures at his place of business, behaviors with regards to Office Actions, and present docket information as evidence. (Thank you Ms. Wise.)

Remarks:

Herein the applicant presents evidence in the form of photocopy attachments and reproductions of digital "word"™ documents, that the applicant did respond to the Office Action of 12/9/2008 in a timely manner, and the present application was therefore un-duly placed in abandonment.

The applicant responded to the Office Action of 12/9/2008, as attested by the attached photocopy of the applicants Return Receipt Postcard Addressed to Applicant.

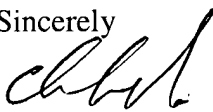
The applicant has discovered that there were two small typo's in the applicants response to the Office Action of 12/9/2008, mailed 1/2/2009. The applicant can only theorize that these typographical errors may have led to some confusion for the Examiner.

Attached is a copy of two original word document and mailed on 1/2/2009. At the top of the page of the applicant's response to the Office Action and also in the transmittal letter, the date, which had been copied and pasted in these two documents, says 2008 instead of 2009. If this led the Examiner to believe the applicant was not responsive to the Office Action of 12/9/2008... the applicant can only speculate.

To avoid any further confusion, the applicant is re-sending an exact copy of the response to the Office Action that the applicant mailed on 1/2/2009 with the one change of putting the right year at the top of the original mailing.

As the applicant did respond to the Office Action of 12/9/2008 in a timely manner, the applicant respectfully requests withdraw withholding of abandonment of the present application.

Sincerely

A handwritten signature in cursive script, appearing to read 'Clare L. Hoke'.

Clare L. Hoke  
Inventor

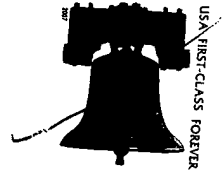
The following Received Today:

- Transmittal of Clare L. Hoke regarding:
  - Response to Office Action for  
INTELLECTUAL PROPERTY ARCHIVE
  - Application # 10/713,282
  - Examiner: Murdough, Joshua A
  - Art Unit: 3621
- Transmittal letter 1
- Response to Office Action of 12/9/2008 No. pgs: 18
- Return Receipt Postcard Addressed to Applicant 1
- Mailed with the United States Postal Service as  
first class mail in an envelope addressed to:  
"Assistant Commissioner for Patents  
P.O. Box 1450 Alexandria, VA, 22313-1450"



*Linc Luthier*

**1318 N. MONTE VISTA AVE.  
SUITE #11  
UPLAND, CA 91786**



U.S. FIRST-CLASS FOREVER

In the United States Patent and Trademark Office

Mailed January 2, 2008

Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA, 22313-1450

Sir:

Please file the following enclosed patent application papers:

Application # 10/713,282

Continuation In Part of Serial No.: 09/610,024

For: INTELLECTUAL PROPERTY ARCHIVE

Examiner: Murdorgh, Joshua A.

Art Unit: 3621

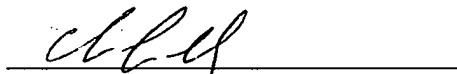
Transmittal letter 1

Response to Office Action of December 9<sup>th</sup> 2008 No. pgs: 18

Return Receipt Postcard Addressed to Applicant 1

**Request under MPEP / 707.07(j):** The undersigned, a pro se applicant, respectfully requests that if the Examiner finds patentable subject matter disclosed in this application, but feels that the Applicant's present claims are not entirely suitable, the Examiner draft one or more allowable claims for applicant.

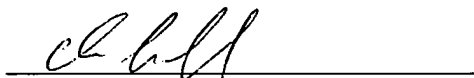
Very Respectfully,



Clare L. Hoke Jr.  
1318 N. Monte Vista Ave.  
Suite 11  
Upland, CA. 91786

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: "Assistant Commissioner for Patents

P.O. Box 1450 Alexandria, VA, 22313-1450"



Inventor

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 2, 2008

Applicant: Clare L. Hoke Jr.

Application # 10/713,282

Continuation In Part of Serial No.: 09/610,024

For: INTELLECTUAL PROPERTY ARCHIVE

Examiner: Murdorgh, Joshua A.

Art Unit: 3621

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P.O. Box 1450 Alexandria, VA, 22313-1450"

Clare L. Hoke Jr.



Hon. Commissioner of Patents and Trademarks

Washington, D.C. 20231

Your Honor:

In response to the Office Action of December 9<sup>th</sup> 2008:

The applicant regrets that the amendment of March 10<sup>th</sup>, 2008 bore irregularities with regards to the claims listing. The applicant respectfully submits this new listing of claims so as to rectify previous errors.

The newly submitted list of claims begins on page two of this document.

Remarks begin on page eighteen of this document.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 2, 2009

Applicant: Clare L. Hoke Jr.

Application # 10/713,282

Continuation In Part of Serial No.: 09/610,024

For: INTELLECTUAL PROPERTY ARCHIVE

Examiner: Murdorgh, Joshua A.

Art Unit: 3621

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P.O. Box 1450 Alexandria, VA, 22313-1450"

Clare L. Hoke Jr.



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Hon. Commissioner of Patents and Trademarks

Washington, D.C. 20231

Your Honor:

In response to the Office Action of December 9<sup>th</sup> 2008:

The applicant regrets that the amendment of March 10<sup>th</sup>, 2008 bore irregularities with regards to the claims listing. The applicant respectfully submits this new listing of claims so as to rectify previous errors.

The newly submitted list of claims begins on page two of this document.

Remarks begin on page eighteen of this document.

IN THE CLAIMS:

Claims 1-31 (canceled)

**32).** (currently amended): An Intellectual Property Archive (IPA) comprised of networks, computers, servers, digital storage devices and routers, digitally connectable to the Internet wherein:

~~said Intellectual Property Archive is dedicated to verifying, storing, referencing, and distributing~~ IPA verifies, stores, references, associates and distributes digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, and Transaction Code Identifiers (TCI's), against information trafficked within unsecured digital mediums including the Internet, and through the domains of third parties, including Internet Providers (IP's) Network Providers (NP's), Connectivity Providers (CP's), Digital Content Providers (DCP's), ~~Servers and Routers~~ servers and routers, wherein;

said TCI's are comprised of generic TCI's, which are human and machine readable, and Property Specific TCI's, ~~which are~~ said TCI's being machine readable and detected in transfer within said third party domains, ~~and~~ said property specific TCI's further containing the legal requirements of transfer, sale, proliferation and distribution of individual digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties within digital medias, ~~and~~ also wherein,

upon said third parties detecting said TCI's in transfer within the respective domains of said third parties, said third parties serve to distinguish said transmissions containing detected TCI's digitized Intellectual and Copyrighted Properties as unique and bound to restriction, requiring gating, verification with said IPA, and further processes, including determining that the legal requirements of transfer, sale, proliferation and distribution of individual digitized intellectual and copyrighted properties have been met before transferring to said further third parties and end users.

33.) (currently amended): An Intellectual Property Archive in accordance with Claim 32, wherein:

said TCI's ~~act as protocols~~ are detectable within the domains of said third parties, whereby said third parties inspect, intercept, validate gate and or transfer digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, made autonomously recognizable to said third parties by the presence of said TCI's, and further,

said TCI's contain specific addresses to be placed within the headers of transmissions containing said TCI's and digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, by said third parties, and said IPA; for the purpose of loose source routing of said digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties in the interest of ~~Property Rights Management~~ property rights management, and further,

said generic and Property Specific TCI's are watermarked, embedded, associated and bundled within said individual digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties.

34.) (currently amended): An Intellectual Property Archive in accordance with Claim 33, wherein:

said third parties, including IP's, NP's, CP's, DCP's, ~~Servers, and Routers~~ servers and routers, provide ~~Property Rights Management~~ property rights management, by gating the transmissions of ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, identified by said TCI's, until the legal requirements of transfer of said ~~Intellectual Properties~~ intellectual and copyrighted properties have been met, and also,

said third parties further verify said legal requirements of transfer of said gated ~~Intellectual Properties~~ intellectual and copyrighted properties against TCI's and ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties stored within said IPA.

35). (currently amended): An Intellectual Property Archive (~~IPA~~) in accordance with Claim 34, wherein:

said third parties, including IP's, NP's, CP's, DCP's, ~~Servers, and Routers~~ servers and routers, sample the content of transmissions within their respective domains and compare said samples of content, with content within ~~the~~ said IPA, which is comprised of whereby said third parties and said IPA determine by sampling if said content of transmissions within said respective domains of said third parties contain digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, and also,

said third parties gate transmissions found to contain digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties as confirmed by content within said IPA, and further,

said third parties substitute, verified digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, and TCI's from said IPA, in place of the sampled content of said sampled and gated transmissions, as is necessary to prevent acts of piracy, as determined by comparison of said gated digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties within the respective domains of said third parties, and digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties and TCI's within said IPA, and further,

said third parties validate that the legal requirements of transfers have been met, as supplied by said IPA, before un-gating the transmissions of said verified digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties from said third parties domains, to the originally intended recipients of said gated transmissions.

36). (currently amended): An Intellectual Property Archive (IPA) in accordance with Claim 35, wherein:

said third parties do not insure that the legal requirements of transfers have been met as supplied by said IPA, before un-gating the transmissions of said verified digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties from said third parties domains, to the originally intended recipients of said gated transmissions; but elect to place the address of at least one third party Preferred Internet Provider (PIP), Preferred Network Provider (PNP), Preferred Connectivity Provider (PCP), Preferred Digital Content Provider (PDCP) Preferred Server (PS), and Preferred Router (PR), or said IPA, within the header extensions of said transmissions before un-gating said transmissions, so as to facilitates the autonomous preferential loose source routing of said digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties in the interest of ~~Property Rights Management property rights management~~, through the domains of intermediate destination, third party Preferred Internet Providers (PIP's), Network Providers (PNP's), Connectivity Providers (PCP's), Digital Content Providers (PDCP's) Servers (PS's), and Routers (PR's) PIP, PNP PCP, PDCP, PS, PR, or IPA as said digitized Intellectual and Copyrighted Properties are transferred from the domains of non preferred third party IP's, NP's, CP's, DCP's, ~~Servers, and Routers~~ servers and routers, in an unsecured Internet ~~Environment~~ environment, wherein,

said Preferred third party PIP, PNP PCP, PDCP, PS, PR, and IPA perform greater due diligence in the interest of property rights management than the domains of said non preferred third party IP's, NP's, CP's, DCP's, servers and routers

37). (currently amended): An Intellectual Property Archive (~~IPA~~) in accordance with Claim 35, wherein:

said third parties, including IP's, NP's, CP's, DCP's, ~~Servers, and Routers~~ servers and routers elect to redirect said gated transmissions found to contain digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties as confirmed by content within said IPA, to said IPA, where upon said IPA proliferates a verified copy of said gated transmissions found to contain digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, including verified TCI's, to the originally intended recipient(s) of said gated transmissions.

**38).** (currently amended): An Intellectual Property Archive (IPA) in accordance with Claim **37**, wherein:

said third parties, including IP's, NP's, CP's, DCP's, ~~Servers, and Routers~~ servers and routers elect to redirect said gated transmissions found to contain digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties as confirmed by content within said IPA, to said IPA, where upon said IPA proliferates verified copies of said gated transmissions found to contain digitized Intellectual and Copyrighted Properties, including verified TCI's, to the originally intended recipient(s) of said gated transmissions, where, upon;

said third parties, including IP's, NP's, CP's, DCP's, ~~Servers, and Routers~~ servers and routers then further gate the transfer of said verified copies of said digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, as proliferated by said IPA, including verified TCI's until the legal requirements of transfers contained within said verified TCI's have been met.

**39).** (currently amended): An Intellectual Property Archive (IPA) comprised of ~~Networks, Computers, Servers, Routers,~~ networks, computers, servers, routers and digital storage devices, digitally connectable to the Internet, wherein:

said Intellectual Property Archive associates individual digitized intellectual and copyrighted properties with property specific Transaction Code Identifiers (TCI), said property specific TCI containing the legal requirements of transfer, sale, and proliferation of said specific intellectual and copyrighted properties, said property specific TCI information also containing, but not limited to URL code(s), the property owner(s), the name of the distributor, Trademark Information, ownership breakdown , the name of the property (song title), the name of the Publisher, descriptive text strings, requirements for purchase or transfer of ownership (or further resources if such transfer may not be accomplished directly over the Internet), product incentive information for further consumer / distributor dissemination, e-mail addresses, specific addresses to be placed within header extensions of transmissions containing said TCI's, for the purpose of preferential loose source routing of said TCI and intellectual properties, digital formatting information for formats generally known to contain digitized intellectual and copyrighted properties, further computer information such as a program (applet or Java for example), return form and route for documentation of sale, the name of the Internet Servers and Web Providers involved in the transfer of the file, phone numbers, HTML document(s), the front end of a program such as Gopher, Internet domain name('s), the addresses of Web Servers, file type designations (audio), time / date code, FTP information, product update information, further artist information, artist tour dates and promotional material, pass words, music or property samples, warranty and service information, disclaimers, and accommodations for consumer feedback, in the interest of promoting commerce, also

said IPA associates individual intellectual and copyrighted properties with generic Transaction Code Identifiers (TCI), said generic and property specific TCI being machine readable to third parties, including Internet Providers (IP's) Network Providers (NP's), Connectivity Providers (CP's), Digital Content Providers (DCP's), servers and routers, and further,

said IPA embedding, watermarking, and or bundling said associated property specific and or generic TCI with said associated intellectual and copyrighted properties, said IPA further,

~~is dedicated to verifying, storing, referencing, and distributing~~ stores, references,  
associates and distributes said digitized Intellectual and Copyrighted Properties intellectual and  
copyrighted properties and Transaction Code Identifiers (TCI's), and further,

said IPA monitors third party Internet traffic, said third party Internet traffic including  
traffic of ~~Internet Providers (IP's) Network Providers (NP's), Connectivity Providers (CP's),~~  
~~Digital Content Providers (DCP's), Servers, Routers~~ internet providers (IP's) network providers  
(NP's), connectivity providers (CP's), digital content providers (DCP's), servers, routers,  
individuals, end users and corporations wherein,

said third party traffic is nodaly transferred through the domain of said IPA, whereby,  
said IPA serves to, inspect, intercept, validate gate and or transfer digitized ~~Intellectual and~~  
~~Copyrighted Properties,~~ intellectual and copyrighted properties and Transaction Code Identifiers,  
being nodaly transferred through the domains of said IPA, whereby,

validation is provided against ~~Intellectual and Copyrighted Properties~~ intellectual and  
copyrighted properties, and ~~Transaction Code Identifiers (TCI's)~~ TCI's recorded within said  
IPA, and ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, and  
(~~TCI's~~) TCI's trafficked by said third parties.

40). (currently amended): An Intellectual Property Archive (IPA) in accordance with Claim 39,  
wherein:

said ~~TCI's are comprised of~~ generic TCI's, ~~which~~ are human and machine readable, and  
said Property Specific TCI's, ~~which~~ are machine readable in transfer within said third party  
domains, and ~~contain the legal requirements of transfer, sale, proliferation and distribution of~~  
~~individual digitized Intellectual and Copyrighted Properties within digital medias, and also,~~

said machine readable TCI's ~~serve to distinguish digitized Intellectual and Copyrighted Properties as unique and bound to restriction, are detectable by~~ to said third parties and end users, and further,

said TCI's ~~act as protocols within the domains of said third parties,~~ autonomously distinguishing transmissions containing TCI's for inspection, gating, verification, and validation that the requirements of lawful transfer are met, within the domains of said third parties before transfers are made to the originally intended recipient(s) of said transmissions and further,

upon said third parties detecting said TCI's in transfer within the domains of said third parties, said third parties verify said TCI's within said autonomously distinguished transmissions, with said stored, referenced, associated digitized intellectual and copyrighted properties and TCI's within said IPA.

41). ((currently amended): An Intellectual Property Archive (IPA) as described in Claim 40, wherein:

said IPA provides ~~Property Rights Management~~ property rights management for digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, by gating transmissions of suspected pirated digitized ~~Intellectual Properties~~ intellectual properties, and transmissions of digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties lacking ~~Transaction Code Identifiers~~ TCI's, and transmissions of digitized Intellectual and Copyrighted Properties trafficked by said third parties connected to said Internet; as said suspected pirated digitized Intellectual and Copyrighted Properties, and transmissions of digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties lacking ~~Transaction Code Identifiers~~ TCI's pass into the domain of said IPA.

42). (currently amended): An Intellectual Property Archive (IPA) as described in Claim 41, wherein:

said IPA compares the content of said gated transmissions of suspected pirated digitized ~~Intellectual Properties~~ intellectual properties, and transmissions of digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties lacking Transaction Code Identifiers, and transmissions of digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties trafficked by said third parties connected to said Internet, against verified copies of digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties of record within said IPA, whereby,

said IPA replaces said gated content in transmissions found to be digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties, with verified copies of digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties of record within said IPA, including TCI information of record within said IPA, and further,

said IPA places the address of at least one third party Preferred Internet Provider (PIP), Preferred Network Provider (PNP), Preferred Connectivity Provider (PCP), Preferred Digital Content Provider (PDCP) Preferred Server (PS), and Preferred Router (PR), within the header extensions of said transmissions before un-gating said transmissions, so as to facilitates the autonomous preferential loose source routing of said verified digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties in the interest of ~~Property Rights Management~~ property rights management; through the domains of said intermediate destination, third party ~~Preferred Internet Providers (PIP's), Network Providers (PNP's), Connectivity Providers (PCP's), Digital Content Providers (PDCP's) Servers (PS's), and Routers (PR's)~~ PIP's, PNP's, PCP's, PDCP's, PS's, PR's, as said digitized ~~Intellectual and Copyrighted Properties~~ intellectual and copyrighted properties are transferred from the domain of said IPA, in an unsecured Internet ~~Environment~~ environment.

Claims 43-45 (canceled)

46). (new) An Intellectual Property Archive (IPA), comprising the process of:

associating, attaching, prefacing, and embedding, generic Transaction Code Identifiers (TCI) with digitized intellectual and copyrighted properties, and

maintaining record of property ownership including the requirements of transfer, sale, and proliferation of individual intellectual and copyrighted properties, and

maintaining record of individual intellectual and copyrighted properties, and

bundling said record of ownership including requirements of transfer, sale, and proliferation of said individual intellectual and copyrighted properties within a property specific Transaction Code Identifiers and further,

associating, attaching, prefacing, bundling watermarking and embedding, said property specific Transaction Code Identifiers with said individual intellectual and copyrighted properties, and

step wherein said generic and property specific TCI are made autonomously machine readable within the domains of third party internet providers (IP's) network providers (NP's), connectivity providers (CP's), digital content providers (DCP's), servers, routers, and end user devices, in an unsecured environment, including the internet, and

step wherein said generic and property specific TCI are made human readable within the domains of said third party IP's, NP's, CP's, DCP's, servers, and routers, and end user devices, and

step whereupon said generic and property specific TCI are autonomously detected within the domains of said third party IP's, NP's, CP's, DCP's, servers, and routers, and

step wherein said third party IP's, NP's, CP's, DCP's, servers, and routers gate transmissions detected to contain generic or property specific TCI's within the domains of said third party IP's, NP's, CP's, DCP's, servers, and routers, and

step for said third party IP's, NP's, CP's, DCP's, servers, and routers extracting record of property ownership including the requirements of transfer, sale, and proliferation of individual intellectual and copyrighted properties from said property specific TCI, and

step for gating transmission of said individual intellectual and copyrighted properties within the domains of said third party IP's, NP's, CP's, DCP's, servers, and routers until the requirements of transfer, sale, and proliferation of individual intellectual and copyrighted properties are met in accordance with said property specific TCI

**47).** (new) An IPA in accordance with claim **46** including:

step wherein said third party IP's, NP's, CP's, DCP's, servers, and routers, and end users verify record of property ownership including the requirements of transfer, sale, and proliferation of individual intellectual and copyrighted properties, with said maintained record of the requirements of transfer, sale, and proliferation of said individual intellectual and copyrighted properties within said IPA.

**48).** (new) An IPA in accordance with claim **47** wherein:

said property specific TCI contain information including, but not limited to legal requirements of transfer, sale, and proliferation of said specific intellectual and copyrighted properties, said property specific TCI information also containing, but not limited to URL code(s), the property owner(s), the name of the distributor, Trademark Information, ownership breakdown , the name of the property (song title), the name of the Publisher, descriptive text strings, requirements for purchase or transfer of ownership (or further resources if such transfer

may not be accomplished directly over the Internet), product incentive information for further consumer / distributor dissemination, e-mail addresses, specific addresses to be placed within header extensions of transmissions containing said TCI's, for the purpose of preferential loose source routing of said TCI and intellectual properties, digital formatting information for formats generally known to contain digitized intellectual and copyrighted properties, further computer information such as a program (applet or Java for example), return form and route for documentation of sale, the name of the Internet Servers and Web Providers involved in the transfer of the file, phone numbers, HTML document(s), the front end of a program such as Gopher, Internet domain name(s), the addresses of Web Servers, file type designations (audio), time / date code, FTP information, product update information, further artist information, artist tour dates and promotional material, pass words, music or property samples, warranty and service information, disclaimers, and accommodations for consumer feedback, in the interest of promoting commerce, and

step wherein said third party IP's, NP's, CP's, DCP's, servers, and routers autonomously inspect digital transmissions within their domains for generic and property specific TCI information and further,

step where upon said third party IP's, NP's, CP's, DCP's, servers, and routers autonomously detecting digital transmissions within their domains containing information formatted in accordance commonly associated with intellectual and copyrighted properties, said third party IP's, NP's, CP's, DCP's, servers, and routers also,

step wherein said third party IP's, NP's, CP's, DCP's, servers, and routers autonomously sample and inspect said digital transmissions within their domains for information formatted in accordance with removed, partially removed or damaged generic and property specific TCI information and formats, and further

step whereupon autonomously detecting either said formats commonly associated with intellectual and copyrighted properties, or said information formatted in accordance with removed, partially removed or damaged generic and property specific TCI information and

formats, said third party IP's, NP's, CP's, DCP's, servers, and routers also autonomously gate said transmissions.

**49).** (new) An IPA in accordance with claim **48** and further including:

step whereupon said third party IP's, NP's, CP's, DCP's, servers, and routers detecting a transmission within their respective domains, containing either said formats commonly associated with intellectual and copyrighted properties, or said information formatted in accordance with removed, partially removed or damaged generic and property specific TCI information and formats, said third party IP's, NP's, CP's, DCP's, servers, and routers either:

a) compare said information in said formats commonly associated with intellectual and copyrighted properties, or said information formatted in accordance with removed, partially removed or damaged generic and property specific TCI information and formats, against said record of the requirements of transfer, sale, and proliferation of individual intellectual and copyrighted properties, or said bundled requirements of transfer, sale, and proliferation of said individual intellectual and copyrighted properties within a property specific Transaction Code Identifiers of record of said IPA, or

b) forward suspected transmissions as determined by said step wherein said third party IP's, NP's, CP's, DCP's, servers, and routers autonomously inspect digital transmissions within their domains for information formatted in accordance with formats commonly associated with intellectual and copyrighted properties, or formatted in accordance with removed, partially removed or damaged generic and property specific TCI information and formats, to said IPA before transferring said transmissions within said third party respective domains, or

c) place said specific addresses to be placed within header extensions of transmissions containing said TCI's, for the purpose of preferential loose source routing of said TCI and intellectual properties, wherein said specific addresses are read from said detected damaged

generic and property specific TCI information and formats, within said detected transmission, before transferring said detected transmission, or

d) receive and place from said IPA, said specific addresses to be placed within header extensions of transmissions containing said TCI's, for the purpose of preferential loose source routing of said TCI and intellectual properties before transferring said detected transmission.

**50).** (new) An IPA in accordance with claim **49** and further including:

step wherein said third party IP's, NP's, CP's, DCP's, servers, and routers replace all or part of original said transmissions in transfer within the domains of said third party IP's, NP's, CP's, DCP's, servers, and routers, with either

said IPA maintained record of the requirements of transfer, sale, and proliferation of individual intellectual and copyrighted properties,

said IPA maintained associated, attached, prefaced, or embedded, generic TCI,

said IPA maintained and associated individual intellectual and copyrighted properties,

said IPA maintained property specific TCI,

**51).** (new) An IPA in accordance with claim **50** where upon:

said third party IP's, NP's, CP's, DCP's, servers, and routers replace all or part of original said transmissions in transfer within the domains of said third party IP's, NP's, CP's, DCP's, servers, and routers, said third party IP's, NP's, CP's, DCP's, servers, and routers either

a) consummate said legal requirements of transfer, sale, and proliferation of individual intellectual and copyrighted properties or,

b) ungate said transmission within their respective domains.

**52).** (new) An IPA in accordance with claim **51** wherein:

said third party IP's, NP's, CP's, DCP's, servers, and routers gate transmissions within their respective domains and further,

said third party IP's, NP's, CP's, DCP's, servers, and routers, compare transmissions within their respective domains against said maintained record of individual intellectual and copyrighted properties within said IPA and further,

said third party IP's, NP's, CP's, DCP's, servers, and routers, compare transmissions within their respective domains against unique intellectual property signatures of record maintained within said IPA.

**53).** (new) An IPA in accordance with claim **52** wherein:

said third party IP's, NP's, CP's, DCP's, servers, and routers cache intellectual properties, and generic TCI or property specific TCI information, as referenced against said IPA within their respective domains for the purpose of:

a) validating transmissions within their respective domains

b) distributing said intellectual properties, and generic TCI or property specific TCI information in accordance with the legal requirements of transfer, sale and proliferation of said intellectual properties.

54). (new) An IPA in accordance with claim 53 wherein:

said third party IP's, NP's, CP's, DCP's, servers, and routers consummate the transfer of said intellectual properties in accordance with said legal requirements of transfer, sale and proliferation of said intellectual properties, and further

said third party IP's, NP's, CP's, DCP's, servers, and routers transfer said consummated legal requirements of transfer, sale and proliferation of said intellectual properties to said IPA.

All the claims presently in the application are believed to be allowable, having been distinguished over prior art references and all presented arguments.

If, for any reason the claims of this application are not believed to be in full condition for allowance, the applicant respectfully requests the constructive assistance and suggestions of the Examiner in drafting one or more acceptable claims pursuant to MPEP 707.07(j) or in making constructive suggestions pursuant to MPEP 706.03(d) in order that this application can be placed in allowable condition as soon as possible and without the need for further proceedings

Reconsideration and favorable action are respectfully solicited.

Submitted January 2<sup>nd</sup> 2009

A handwritten signature in black ink, appearing to read 'clh', is positioned above the typed name.

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